

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
CESAR DE LA VEGA,
Defendant.

Case No. [13-cr-00632-JSW-1](#)

ORDER TO SHOW CAUSE

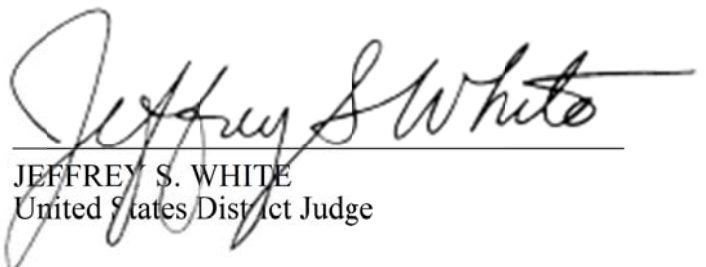
Re: Dkt. No. 60

Before the Court is the motion of Defendant Cesar De la Vega (“movant”) for an order under 28 U.S.C. § 2255 to vacate, set aside or correct his sentence on the ground that his sentenced has been rendered invalid by the Supreme Court’s holding in *Johnson v. United States*, 135 S.Ct. 2551 (2015). This *Johnson* claim appears colorable under 28 U.S.C. § 2255 and merits an answer from the government.

The following deadlines will apply, unless the parties submit a stipulation and proposed order for a modified briefing schedule: (1) within 75 days after the § 2255 motion was filed, the government shall file an opposition conforming in all respects to Rule 5 of the Rules Governing Section 2255 Proceedings, showing cause why the Court should not “vacate, set aside or correct the sentence” being served by movant; (2) movant shall file a reply brief 45 days after the opposition is filed. Thereafter, the matter will be deemed submitted on the papers, unless the Court orders otherwise.

IT IS SO ORDERED.

Dated: June 10, 2016


JEFFREY S. WHITE
United States District Judge